

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED AND PUBLISHED.



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk -- room 122

December 9, 1981

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, December 9, 1981, I have approved the following ordinances passed by the Common Council at its regular meeting of December 8, 1981

(Bill No. S-81-11-30)
SPECIAL ORDINANCE NO. S-262-81

AN ORDINANCE approving a contract between the City of Fort Wayne and Holiday Inn for Fire Protection to premises outside the City

(Bill No. R-81-12-08)
RESOLUTION NO. R-96-81

A Resolution ratifying the transfer of funds from Account No. 302-345-010, Cumulative Capital, to Account No. 302-010-010, General Fund

(Bill No. R--81-12-09)
RESOLUTION NO. R-97-81

A Resolution transferring funds between certain accounts within the 1981 budgets of certain departments of the City of Fort Wayne

(Bill No. R-81-11-67)
RESOLUTION NO. R-94-81

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$450,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, LINCOLN PRINTING CORP. TO PROCEED WITH WITH THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-81-11-68)
RESOLUTION NO. R-95-81

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$800,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, FOR THE PURPOSE OF INDUCING THE APPLICANT, HMS, INC. TO PROCEED WITH THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. Z-81-09-24)
(as amended)
ZONING MAP ORDINANCE NO. Z-38-81

AN ORDINANCE amending the City of Fort Wayne Zoning Map Number K-6

(Bill No. Z-81-07-36)
(as amended)
ZONING MAP ORDINANCE NO. Z-39-81

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. 0-11

(Bill No. Z-81-10-33)
(as amended)
ZONING MAP ORDINANCE NO. Z-40-81

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. J-34

(Bill No. Z-81-11-11)
(as amended)
ZONING MAP ORDINANCE NO. Z-41-81

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-3

(Bill No. G-79-06-08)
GENERAL ORDINANCE NO. G-30-81

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of certain alleys

(Bill No. G-81-07-37)
GENERAL ORDINANCE NO. G-31-81

AN ORDINANCE amending the Municipal Code of the City of Fort Wayne, Indiana,

1974, Chapter 21, Sections 21-4, 21-5 and 21-6 which adopted the Transportation Plan for the City of Fort Wayne titled FORT WAYNE, NEW HAVEN, ALLEN COUNTY TRANSPORTATION STUDY

(Bill No. R-81-09-30)

DECLARATORY RESOLUTION NO. R-98-81

A DECLARATORY RESOLUTION designating an "Urban Development Area" under I.C. 6-1.1-12.1

(Bill No. S-81-11-38)

SPECIAL ORDINANCE NO. S-263-81

AN ORDINANCE approving Change Order No. 2 for 5902-81, Phase VI, Nebraska Neighborhood, in connection with the Board of Public Works

(Bill No. S-81-11-39)

SPECIAL ORDINANCE NO. S-164-81

AN ORDINANCE approving an agreement for Engineering Agreement Project M-F 56B (2) between the City of Fort Wayne, Indiana and Ronald L. Bonar and Associates, Inc. for State Boulevard

(Bill No. S-81-11-40)

SPECIAL ORDINANCE NO. S-265-81

AN ORDINANCE approving a contract for Street, Driveway Approach, and Sidewalk Improvement Resolution 5910-81 between the City of Fort Wayne, Indiana and Gaines Construction Company for Barnhart and Charlotte Intersection

(Bill No. S-81-11-41)

SPECIAL ORDINANCE NO. S-266-81

AN ORDINANCE approving Change Order Nrs. 1, 2, & 3 for 337-80, Trier Ditch-Zuber's Addition, Federal Grant No. C-180499-08, in connection with the Board of Public Works

(Bill No. S-81-11-42)

SPECIAL ORDINANCE NO. S-267-81

AN ORDINANCE approving Change Order No. 1, for 336-80, Trier Ditch Pump Station Federal Grant No. C-180599-08, in connection with the Board of Public Works

(Bill No. S-81-11-43)

SPECIAL ORDINANCE NO. S-268-81

AN ORDINANCE approving Change Order Nos. 1, 2 & 3, for 313-80, Limberlost-Mardego Hills, Federal Grant No. C-180599-06 in connection with the Board of Public Works

(Bill No. S-81-11-44)
SPECIAL ORDINANCE NO. S-269-81

AN ORDINANCE approving Change Order Nos. 1, 2, 3 & 4, for 334-80, Trier Ditch Colony Heights, Federal Grant No. C-180599-08, in connection with the Board of Public Works

(Bill No. S-81-11-45)
SPECIAL ORDINANCE NO. S-270-81

AN ORDINANCE approving Change Order No. 1, for 332-80, Trier Ditch Interceptor, Federal Grant No. C-180599-08, in connection with the Board of Public Works

(Bill No. S-81-11-46)
SPECIAL ORDINANCE NO. S-271-81

AN ORDINANCE approving Change Order Nos. 1, 2 & 3, for 331-80, Trier Ditch Interconnect Interceptor, Federal Grant No. C-180599-08 in connection with the Board of Public Works

(Bill No. S-81-11-47)
SPECIAL ORDINANCE NO. S-272-81

AN ORDINANCE approving Change Order No. 2 & 3 for 312-80, Concordia Gardens, Federal Grant No. C-180599-06 in connection with the Board of Public Works

(Bill No. S-81-11-48)
SPECIAL ORDINANCE NO. S-273-81

AN ORDINANCE approving Change Order No. 2 for 330-80, Phase II, North Maumee Interconnect, Federal Grant No. C-180599-08 in connection with the Board of Public Works

(Bill No. S-81-11-49)
SPECIAL ORDINANCE NO. S-274-81

AN ORDINANCE approving Change Order No. 2 for 330-80, Phase I, North Maumee Interconnect, Federal Grant No. C-180599-08 in connection with The Board of Public Works

(Bill No. S-81-11-50)
SPECIAL ORDINANCE NO. S-275-81

AN ORDINANCE approving Change Order Nos. 2 & 3 for 351-80, Westwood Addition,
Federal Grant No. C-180599-09 in connection with the Board of Public Works

(Bill No. S-81-11-51)
SPECIAL ORDINANCE NO. S-276-81

AN ORDINANCE approving Change Order No. 1 & 2, 350-80, Elmcrest Addition
Federal Grant No. C-180599-09, in connection with the Board of Public Works

(Bill No. S-81-11-52)
SPECIAL ORDINANCE NO. S-277-71

AN ORDINANCE approving Change Order No. 1, 2 & 3, for 349-80, Sprunger Pump Station
Elimination, Federal Grant # C-180599-09 in connection with the Board of Public
Works

(Bill No. S-81-11-53)
SPECIAL ORDINANCE NO. S-278-81

AN ORDINANCE approving Change Order No. 1 for 348-80, Ansley-Lagro
Project, Federal Grant No. C-180599-09, in connection with the Board of Public
Works

(Bill No. S-81-11-54)
SPECIAL ORDINANCE NO. S-280-81

AN ORDINANCE approving Change Order No. 1, for 347-80, Poplar Ridge, Federal
Grant No. C-180599-09 in connection with the Board of Public Work

(Bill No. S-81-11-55)
SPECIAL ORDINANCE NO. S-281-81

AN ORDINANCE approving Change Order No. 1 Trier Ditch-Ridgeview Heights, for
338-80, Federal Grant No. C-180599-08, in connection with the Board of Public
Works

(Bill No. S-81-11-56)
SPECIAL ORDINANCE NO. S-282-81

AN ORDINANCE approving Change Order Nos. 1, 2, 3, 4, & 5 for 345-80, Country Club Langfor Oaks, Federal Grant No. C-180599-09, in connection with the Board of Public Works

(Bill No. S-81-11-57)
SPECIAL ORDINANCE NO. S-283-81

AN ORDINANCE approving Change Order No. 1, 2, & 3 for 342-80, Covington Road Country Club, Federal Grant No. C-180599-09 in connection with the Board of Public Works

(Bill No. S-81-11-58)
SPECIAL ORDINANCE NO. S-284-81

AN ORDINANCE approving Change Order No. 1 for 341-80, Junk Ditch Interconnect, Federal Grant No. C-180599-09 in connection with the Board of Public Works

(Bill No. S-81-11-59)
SPECIAL ORDINANCE NO. S-285-81

AN ORDINANCE approving Change Order No. 1 for 320-80, Patton Trailer Park Project, Federal Grant #C180599-06

(Bill No. S-81-11-60)
SPECIAL ORDINANCE NO. S-286-81

AN ORDINANCE approving Changer Order No. 1 for 314-80, Phase I, Hollywood Gardens et al, Federal Grant No. C-180599-06, in connection with the Board of Public Works

(Bill No. S-81-11-61)
SPECIAL ORDINANCE NO. S-287-81

AN ORDINANCE approving Change Order No. 1, for 319-80, Federal Grant #C-180599-06, Northcrest pump Station Elimination Project, in connection iwth the Board of Public Works

(Bill No. S-81-11-62)
SPECIAL ORDINANCE NO. S-288-81

AN ORDINANCE approving Change Order No. 2, for 314-80, Phase II, Waterswold, Northwood, et al, Federal Grant Number C-180599-06, in connection with the Board of Public Works

(Bill No. S-81-11-63)
SPECIAL ORDINANCE NO. S-289-81

AN ORDINANCE approving Change Order No. 1 for 315-80, Aldale-Dau's, Federal Grant No. 180599-06, in connection with the Board of Public Works

(Bill No. S-81-11-64)
SPECIAL ORDINANCE NO. S-290-81

AN ORDINANCE approving Change Order No. 1 for 316-80, Cinderella Village Project, Federal Grant No. C-180599-06, in connection with the Board of Public Works

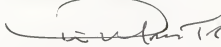
(Bill No. S-81-11-65)
SPECIAL ORDINANCE NO. S-291-81

AN ORDINANCE approving Change Order No. 1 for 317-80, Auers-McAdams Project, Federal Grant No. C-180599-06 in connection with the Board of Public Works

(Bill No. S-81-11-66)
SPECIAL ORDINANCE NO. S-292-81

AN ORDINANCE approving Change Order No. 1, 311-80, Ranchwood, Federal Grant Number C-180599-06, in connection with the Board of Public Works

Respectfully yours,

A handwritten signature in dark ink, appearing to read "Win Moses, Jr.", written over a horizontal line.

Win Moses, Jr.
Mayor



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk -- room 122

December 28, 1981

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, December 28, 1981, I have approved the following ordinances passed by the Common Council at its regular meeting of December 22, 1981.

(Bill No. S-81-12-02)
SPECIAL ORDINANCE NO. S-293-81

AN ORDINANCE further fixing the salaries of each and every union firefighter of the City of Fort Wayne, Indiana, for the year 1982

(Bill No. S-81-12-03)
SPECIAL ORDINANCE NO. S-294-81

AN ORDINANCE further fixing the base salaries of police officers with the rank of Sergeant through Captain of the City of Fort Wayne, Indiana, for the year 1982

(Bill No. S-81-12-04)
SPECIAL ORDINANCE NO. S-295-81

AN ORDINANCE further fixing the base salaries of patrolmen of the City of Fort Wayne, Indiana, for the year 1982

(Bill No. S-81-12-05)
SPECIAL ORDINANCE NO. S-296-81

ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS "ECONOMIC DEVELOPMENT REVENUE BOND (LINCOLN PRINTING CORP. PROJECT)" AND APPROVING OTHER ACTIONS IN RESPECT THERETO

Bill No. S-81-12-06)
SPECIAL ORDINANCE NO. S-297-81

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$300,000 AGGREGATE PRINCIPAL AMOUNT OF ECONOMIC DEVELOPMENT FIRST MORTGAGE REVENUE BONDS (COMMERCIAL WAREHOUSE AND CARTAGE, INC. PROJECT) OF THE CITY OF FORT WAYNE, INDIANA, THE PROCEEDS OF WHICH SHALL BE LOANED TO COMMERCIAL WAREHOUSE & CARTAGE, INC. TO ASSIST IN THE FINANCING OF AN ECONOMIC DEVELOPMENT FACILITY: PROVIDING FOR THE PLEDGE OF REVENUES FOR THE PAYMENT OF SUCH BONDS: AUTHORIZING A LOAN AGREEMENT, TRUST INDENTURE, BOND PURCHASE AGREEMENT AND ASSIGNMENTS APPROPRIATE FOR THE PROTECTION AND DISPOSITION OF SUCH REVENUES AND TO FURTHER SECURE SUCH BONDS: AND AUTHORIZING OTHER ACTIONS IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS

(Bill No. R-81-12-07)
(AS AMENDED)
RESOLUTION NO. R-99-81

A Resolution supporting the efforts to design and specify an comprehensive office information processing network

(Bill No. R-81-12-10)
RESOLUTION NO. R-100-81

A RESOLUTION calling for a mutual halt to the nuclear arms race by the United States and the Soviet Union

(Bill No. R-81-12-30)
RESOLUTION NO. R-101-81

A RESOLUTION authorizing the transfer of insurance indemnities received for damage to City Property to certain accounts for purpose of repairs of such property

(Bill No. R-81-12-31)
Resolution No. R-102-81

A RESOLUTION closing certain dormant funds and transferring the unused monies remaining in these funds to the General Fund

(Bill No. R-81-12-32)
RESOLUTION NO. R-103-81

A RESOLUTION transferring funds between certain accounts within the 1981 Budgets of certain departments of the City of Fort Wayne

(Bill No. R-81-12-41)
RESOLUTION NO. R-105-81

A RESOLUTION concerning moratorium on enforcement of Sec. 28-5 of The Code of The City of Fort Wayne, Indiana of 1974

(Bill No. G-81-12-28)
GENERAL ORDINANCE NO. G-32-81

An Ordinance repealing Division 1, Section 2-9 of Chapter 2 of The Code of The City Of Fort Wayne, Indiana of 1974 as amended and substituting in place thereof a new Division 1, Section 2-9 of The Code of the City of Fort Wayne, Indiana of 1974 and concerning Councilmanic Districts

(Bill No. S-81-12-12)
SPECIAL ORDINANCE NO. S-298-81

AN ORDINANCE approving a contract for Resurfacing and Restoring Improvement Resolution 5919-81, between the City of Fort Wayne, Indiana and Wayne Asphalt and Construction Company, Inc. for resurfacing and restoring

(Bill No. S-81-12-13)
SPECIAL ORDINANCE NO. S-299-81

AN ORDINANCE approving City Utilities Purchase Order No. A-010116 & A-010117, with Marblehead Lime Company and Mississippi Lime Company for Pebble Lime for the Filtration Plant

(Bill No. S-81-12-14)
SPECIAL ORDINANCE NO. S-300-81

AN ORDINANCE approving City Utilities Purchase Order No. A-010118 with Allied Chemical Corporation for soda ash for the Filtration Plant

(Bill No. S-81-12-15)
SPECIAL ORDINANCE NO. S-301-81

AN ORDINANCE approving City Utilities Purchase Order #A-010127 with Central Supply Co., Inc. for electric lamps for the Street Lighting Department

(Bill No. S-81-12-16)
SPECIAL ORDINANCE NO. S-302-81

AN ORDINANCE approving an Agreement between the City of Fort Wayne, Indiana, and E. Crone Knoy dba Tank Industry Consultants, for engineering services on Three (3) elevated tanks for the Water Engineering Department

(Bill No. S-81-12-17)
SPECIAL ORDINANCE NO. S-303-81

AN ORDINANCE approving Change Order No. 1, for 1022-81, Butz Subdivision in connection with the Board of Public Works

(Bill No. S-81-12-18)
SPECIAL ORDINANCE NO. S-304-81

AN ORDINANCE approving City Utilities Purchase Order No. A-010123 with Chemtech Industries, Inc., of sodium silicofluoride for the Filtration Plant

(Bill No. S-81-12-19)
SPECIAL ORDINANCE NO. S-305-81

AN ORDINANCE approving City Utilities Purchase Order No. A-010142 with Ulrich Chemical, Inc. for liquid chlorine for the WPC Plant

(Bill No. S-81-12-20)
SPECIAL ORDINANCE NO. S-306-81

AN ORDINANCE approving City Utilities Purchase Order No. A-010125, with Liquid Carbonic Corporation for liquid dioxide for the Filtration Plant

(Bill No. S-81-12-21)
SPECIAL ORDINANCE NO. S-307-81

AN ORDINANCE approving City Utilities Purchase Order No. A-010122, with Ulrich Chemical, Inc. for anhydrous ammonia for the Filtration Plant

(Bill No. S-81-12-22)
SPECIAL ORDINANCE NO. S-308-81

AN ORDINANCE approving City Utilities Purchase Order No. A-010120 with City Service Company for Ferric-Sulfate for the Filtration Plant

(Bill No. S-81-12-23)
SPECIAL ORDINANCE NO. S-309-81

AN ORDINANCE approving City Utilities Purchase Order No. A-010121, with Herbert-Verkamp-Calvert Chemical Company for sodium Chlorite for the Filtration Plant

(Bill No. S-81-12-24)
SPECIAL ORDINANCE NO. S-310-81

AN ORDINANCE approving City Utilities Purchase Order No. A-010119, with Husky Industries, Inc., for powdered activated carbon for the Filtration Plant

(Bill No. R-81-12-42)
RESOLUTION NO. R-104-81

A RESOLUTION expressing thanks to Vivian G. Schmidt for her services to the City of Fort Wayne, State of Indiana and the United States

(Bill No. G-81-12-27)
GENERAL ORDINANCE NO. G-33-81

AN ORDINANCE requiring Common Council approval prior to any salary increases and further restricting salary increases.

Respectfully yours,

A handwritten signature in dark ink, appearing to read "Win Moses, Jr.", with a stylized flourish at the end.

Win Moses, Jr.
Mayor



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

vivian g. schmidt

councilwoman-at-large

December 31, 1981

Members of the Fort Wayne City Council
1 Main Street
Fort Wayne, IN 46802

My dear colleagues:

Thank you for the resolution of support which you approved on December 22. It is with conflicting feelings of sadness and anticipation that I leave Fort Wayne. The past ten years have been immensely rewarding for me, filled as they have been with challenges and opportunities to share varied and interesting tasks with many people.

I look forward to new opportunities in St. Louis, but I shall always love Fort Wayne and be grateful to have had the chance to be part of the government here. There are no finer people than the citizens of Fort Wayne, and I'm proud to have been elected by them to serve the city. Many of the people I've worked with over the years have become dear friends, and I hope to be able to return frequently to visit. I'll miss each of you and our Tuesday evenings together.

Please save me a seat in the audience and I'll stop in to see you from time to time. In the meantime, I hope that 1982 brings you each peace and good fortune, and the fulfillment of your fondest dreams. I hope, also, that 1982 brings the citizens and the City renewed and lasting prosperity.

Good luck, and may God bless you, and Fort Wayne.

Sincerely yours,

Vivian

Vivian G. Schmidt



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

5 January 1982

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen:

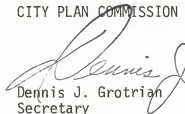
Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:


BILL NO. Z-81-11-33

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
5th day of January 1982.


Dennis J. Grotrian
Secretary





THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

5 January 1982

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held December 28, 1981. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-81-11-33
2. From R-3 to B-1-A
3. Intended Use: Automotive Service - Quick change oil service.
4. Plan Commission Recommendation: DO NOT PASS

This ordinance received a DO NOT PASS recommendation for the following reason:

- a. This request is not compatible with the surrounding land uses.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING

Gary F. Baeten *pl*
Gary F. Baeten
Senior Planner

GFB:pb

Attachments

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on November 24, 1981, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-81-11-33; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on December 21, 1981;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

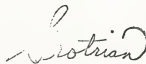
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

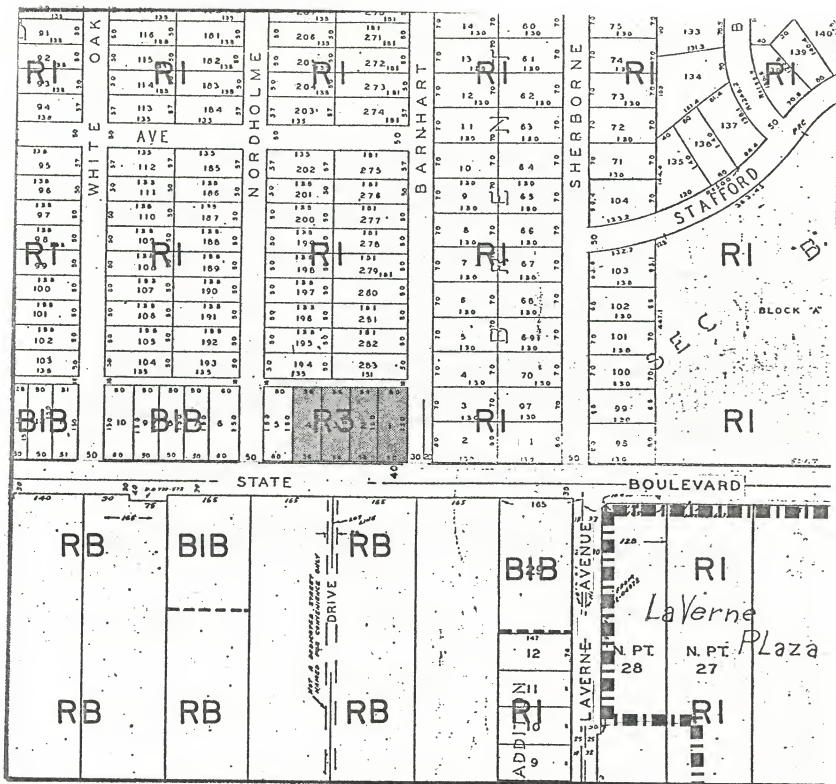
This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held December 28, 1981.

Certified and signed this
5th day of January 1982.



Dennis J. Grotrian
Secretary





 ZONING RECLASSIFICATION FROM AN R3 TO A BIB DISTRICT.

Z-81-11-33

MAP NO. R-18

BY G.R. LAX II-13-81





THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

5 January 1982

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, IN 46802


Gentlemen:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-81-12-11

Respectfully submitted,

Certified and signed this
5th day of January 1982.


Dennis J. Grotrian
Secretary



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

5 January 1982

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, IN 46802

Gentlemen:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held December 28, 1981. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance:

1. Bill No. Z-81-12-11
2. From R-1 to R-2
3. Intended Use: Duplex
4. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

- a. This request will not have an adverse impact on the surrounding area.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT & PLANNING


Gary F. Baeten
Senior Planner

GFB:pb

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 8, 1981, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-81-12-11; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

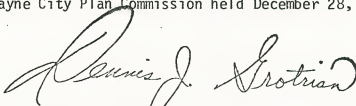
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on December 18, 1981;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to an does not conflict with the overall City Plan;

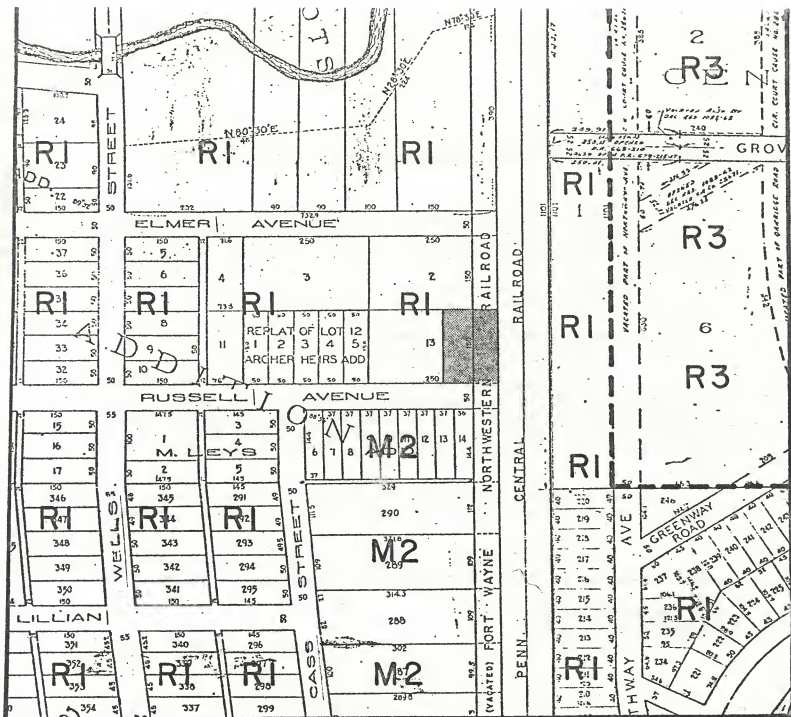
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.


This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held December 28, 1981.

Certified and signed this
5th day of January 1982.

A handwritten signature in dark ink, appearing to read "Dennis J. Grotrian", is written over the printed name and title.

Dennis J. Grotrian
Secretary



 ZONING RECLASSIFICATION FROM AN R-1 TO A R-2 DISTRICT.

Z-81-12-11

MAP NO. L-18

BY G.R. LAX

11-20-81



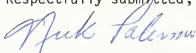
President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of
Public Safety Regulatory Resolution Numbers: 104/81/E
105/81/E

For the purpose of enforcement, please make this communication
and the attached Regulatory Resolution a matter of record and
incorporate them into the minutes of the next Common Council
Meeting.

Respectfully submitted,



Nick Palermo, Chairman
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 104/81/E
105/81/E)

I hereby certify that I did this 21st day of
December, 1981 deliver to each, the City Traffic
Engineer, the Chief of Police, the City Attorney, the City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana respectively, a copy of the within
Regulatory Resolution No. 104/81/E
105/81/E of the Board of Public
Safety of the City of Fort Wayne, duly certified by me as
Chairman of said Board, in accordance with the provisions
of Section 17-4 of Chapter 17, of the Code of the City of
Fort Wayne, Indiana 1974.


CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 104/81 /E
(Adopted December 21, 1981)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to RENEW & EXTEND REG. RES. 85/81/E: STOP INTERSECTION (EMERGENCY) and REG. RES. 91/81/E: STOP INTERSECTION (EMERGENCY)

_____ : AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated December 21, 19 81, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

December 21, 19 81, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Tilden Ave. -- stop -- for Delta Blvd.

STOP INTERSECTION (EMERGENCY)

Sallie Ave. -- stop --for Tecumseh St.

Secretary Dr. -- stop -- for Production Rd.

REGULATORY RESOLUTION NO. 105/81/E

(Adopted December 21, 1981)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to RENEW & EXTEND REG. RES. 92/81/E: NO PARKING

(EMERGENCY), DELETE: TWO HOUR PARKING 8 A.M. to 6 P.M.

(EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated December 21, 19 81, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

December 21, 19 81, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (EMERGENCY)

Harrison St. -- west side -- from Superior St. to Jefferson Blvd.

Harrison St. -- east side -- from Superior st. to Douglas Ave.

DELETE: TWO HOUR PARKING 8 A.M. to 6 P.M. (EMERGENCY)

Harrison St. -- west side -- from Superior St. to Jefferson Blvd.

Harrison St. -- east side -- from Superior St. to Douglas Ave.

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of
Public Safety Regulatory Resolution Number: 106/81/E

For the purpose of enforcement, please make this communication
and the attached Regulatory Resolution a matter of record and
incorporate it into the minutes of the next Common Council
Meeting.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Nick Palermo".

Nick Palermo, Chairman
Board of Public Safety

RETURN CERTIFICATE

(Regulatory Resolution No. 106/81/E)

I hereby certify that I did this 23rd day of December, 1981 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 106/81/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.


CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 106/81/E

(Adopted December 23, 19 81)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to RENEW & EXTEND REG. RES. 86/8/E and 89/81/E:

REG. RES. 86/81/E STOP INTERSECTION (EMERGENCY) and NO

PARKING (EMERGENCY): REG. RES. 89/81/E ONE HOUR PARKING

8 A.M. to 6 P.M. (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated December 23, 19 81, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

December 23, 19 81, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Archer Ave. -- stop -- for Poinsette Dr.

NO PARKING (EMERGENCY)

Edsall Ave. -- east side -- from Maumee Ave. to 320 ft. north thereof

ONE HOUR PARKING 8 A.M. to 6 P.M. (EMERGENCY)

Ross St. -- east side -- from Superior St. to 70' north thereof



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk -- room 122

December 28, 1981

Mayor Win Moses, Jr.
9th Floor
City-County Building
Fort Wayne, IN

Dear Mayor Moses:

On the 22nd day of December, 1981, the Common Council fulfilled their obligation by appointing the following to the Redevelopment Commission. They are Hana L. Stith and Leonard M. Weinraub. The present members of the Commission have contributed many years of service to the community and Common Council recommends that the Mayor follow suit and reappoint the remaining three members to the Commission.

Respectfully yours,


Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

FORT WAYNE REDEVELOPMENT COMMISSION

COMMISSIONERS	TRUSTEES
Robert W. Hutner	Jerome J. O'Dowd
Henry F. Rood	Oren L. Collins
Hana L. Stith	William D. Berta
Leonard M. Weinraub	John D. Shoaff
John L. Andreas	Jeanne E. Schouweiler

EXECUTIVE DIRECTOR - Robert P. Turk

One Main Street · City-County Building · Fort Wayne, Indiana 46802 · 219/423-7564
November 30, 1981

Mr. John Nuckols
President
Fort Wayne Common Council
City-County Building
Fort Wayne, Indiana 46802

Dear Councilman Nuckols:

As you may be aware, the recent passage of the Home Rule Legislation has changed the process of selection of the Commissioners of the Redevelopment Commissions in Indiana including the Fort Wayne Redevelopment Commission. Since the establishment of the Fort Wayne Redevelopment Commission in 1959, Commissioners have been appointed to one year terms by a Board of Trustees. (The five Trustees were named by the Mayor (2), City Council (2) and the Circuit Court Judge (1). However, the new legislation has abolished the Board of Trustees and shifted the responsibility for naming the Commissioners to the Mayor and City Council. As you can see from the copy of the legislation, which I have attached, the Mayor now appoints three (3) of the Commissioners and City Council appoints two (2).

The Redevelopment Commissioners serve one (1) year terms beginning on January 1st of each year. They must be at least eighteen (18) years of age and be a resident of the City of Fort Wayne.

The Fort Wayne Redevelopment Commission is currently made up of five (5) dedicated and energetic leaders from various segments of the Community. The current Commissioners have contributed a combined total of forty (40) years of service to the redevelopment of Fort Wayne. The Commissioners and their beginning dates of service are:

Robert W. Hutner
Henry F. Rood
Hana L. Stith
Leonard M. Weinraub
John L. Andreas

July, 1975
January, 1973
August, 1970
January, 1975
January, 1976

Mr. John Nuckols
November 30, 1981
Page 2

I am hopeful that you and the other members of City Council will give the matter of these two (2) pending appointments or reappointments your most prompt attention. A decision prior to the Commissions' last regularly scheduled meeting of the year on December 14th would allow the Commissioners to make their plans accordingly.

Sincerely,

A handwritten signature in dark ink, appearing to read "R. Hutner", with a long horizontal flourish extending to the right.

Robert W. Hutner, President
Fort Wayne Redevelopment
Commission

RWH/jz

Attachment

amended to read as follows: Sec. 9. When the purposes for which the industrial development fund was established have been accomplished, the balance remaining in that fund shall be transferred to the general fund of the city municipality and the authority for the levy of the tax provided by section 4 of this chapter ceases.

SECTION 82. IC 36-7-14-1, as added by H.E.A. 1002 of the 1981 Regular Session of the General Assembly, SECTION 33, is amended to read as follows: Sec. 1. This chapter applies to all units except:

- (1) counties having a consolidated city, and units in those counties; and
- (2) municipalities having a department of redevelopment under IC 36-7-15; and
- (3)(2) townships.

SECTION 83. IC 36-7-14, as added by H.E.A. 1002 of the 1981 Regular Session of the General Assembly, SECTION 33, is amended by adding a NEW section 6.1 to read as follows: Sec. 6.1. (a) The five (5) commissioners for a municipal redevelopment commission shall be appointed as follows:

- (1) Three (3) shall be appointed by the municipal executive.
- (2) Two (2) shall be appointed by the municipal legislative body.

(b) The five (5) commissioners for a county redevelopment commission shall be appointed by the county executive.

SECTION 84. IC 36-7-14-7, as added by H.E.A. 1002 of the 1981 Regular Session of the General Assembly, SECTION 33, is amended to read as follows: Sec. 7. (a) Five (5) commissioners for the department of redevelopment shall be appointed by a majority vote of:

- (1) the redevelopment trustees, in a municipality; or
- (2) the county executive, in a county.

Each redevelopment commissioner shall serve for one (1) year from the first day of January after his appointment and until his successor is appointed and has qualified, except that the original commissioners shall serve from the date of their appointment until the first day of January in the second year after their appointment. If a vacancy occurs, the trustees or executive shall appoint a successor shall be appointed in the same manner as the original commissioner, and the successor shall serve for the remainder of the vacated term.

(b) Each redevelopment commissioner, before beginning his duties, shall take and subscribe an oath of office in the usual form, to be endorsed on the certificate of his appointment, which shall be promptly filed with the clerk for the unit that he serves.

(c) Each redevelopment commissioner, before beginning his duties, shall execute a bond payable to the state, with surety to be approved by the executive of the unit. The bond must be in the penal sum of fifteen thousand dollars (\$15,000) and must be conditioned on the faithful performance of the duties of his office and the accounting for all monies and property that may come into his hands or under his control. The cost of the bond shall be paid by the special taxing district.

(d) A redevelopment commissioner must be at least eighteen (18) years of age, and must be a resident of the unit that he serves.

(e) If a commissioner ceases to be qualified under this section, he forfeits his office.

(f) Redevelopment commissioners are not entitled to salaries but are entitled to reimbursement for expenses necessarily incurred in the performance of their duties.

36-7-14-9

SECTION 85. IC 36-7-14-9, as added by H.E.A. 1002 of the 1981 Regular Session of the General Assembly, SECTION 33, is amended to read as follows: Sec. 9. (a) The trustees of municipal executive or municipal legislative body that appointed a municipal redevelopment commission commissioner may summarily remove a municipal redevelopment that commissioner from office at any time.

(b) The county executive may summarily remove a county redevelopment commissioner from office at any time.

36-7-14-10

SECTION 86. IC 36-7-14-10, as added by H.E.A. 1002 of the 1981 Regular Session of the General Assembly, SECTION 33, is amended to read as follows: Sec. 10. (a) A redevelopment trustee or commissioner may not have a pecuniary interest in any contract, employment, purchase, or sale made under this chapter. However, any property required for redevelopment purposes in which a trustee or commissioner has a pecuniary interest may be acquired, but only by gift or condemnation.

36-7-14-12

(b) A transaction made in violation of this section is void. SECTION 87. IC 36-7-14-12, as added by H.E.A. 1002 of the 1981 Regular Session of the General Assembly, SECTION 33, is amended to read as follows: Sec. 12. The redevelopment commission may:

(1) acquire by purchase, gift, grant, condemnation, or lease any personal property or interest in real property needed for the redevelopment of blighted areas located within the corporate boundaries of the unit;

(2) hold, use, sell, lease, rent, or otherwise dispose of property acquired for use in the redevelopment of blighted areas, on the terms and conditions that they consider best for the unit and its inhabitants;

(3) sell, lease, or grant property acquired for department of the unit for public ways, levies, schools, and other public purposes;

(4) clear real property for public purposes;

(5) repair and maintain public purposes;

(6) remodel, rebuild, or improve improvements on public purposes;

(7) survey or examine any matter affecting public purposes;

(8) appear before any unit, or before any other matter affecting public purposes;

(A) real property redevelopment purposes;

(B) any blighted areas; commissioners;

(9) institute or defend any action;

(10) use any legal or other means considered proper to perform the duties of public purposes;

(11) exercise the powers and within the corporate manner prescribed by public purposes;

(12) appoint an executive, engineers, and public purposes;

(13) appoint clerks, and public purposes;

(14) they consider advisable; must be made in accordance with a system

(15) prescribe the duties of employees of the department of public employees' re

(16) approved by the Urban development;

(17) discharge and department of redevelopment

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 12th day of January, 19 82 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 14th day of January, 19 82.

Charles W. Westerman
Charles W. Westerman
City Clerk